

Amendment No. 1 to HB1779

Todd  
Signature of Sponsor

**AMEND Senate Bill No. 660\***

**House Bill No. 1779**

by deleting all language after the enacting clause and by substituting instead the following:

SECTION 1. Tennessee Code Annotated, Section 7-82-702, is amended by adding the following as a new subdivision (19):

(19) Review and conduct a hearing of any decision of any utility district upon a written request of any utility district customer or an affected developer concerning the justness and reasonableness of the utility district's requirement that the customer or the developer build utility systems to be dedicated to the utility district or the justness and reasonableness of fees or charges against the customer or the developer related to such utility systems. Such written complaint must be filed within 30 days after the utility board has taken action upon a written complaint to the board of commissioners of the utility district. In making its decision as to whether the requirements, fees or charges are just and reasonable, the utility management review board shall take into account the reasonableness of the utility district's rules, policies and cost of service as well as any evidence presented during the hearing. Any judicial review of a decision of the board is by common law certiorari with the county of the utility district's principal office as the proper venue.

SECTION 2. Tennessee Code Annotated, Section 7-8-701, is amended by deleting subsection (b)(3) in its entirety and by substituting instead the following:

(3) Seven (7) members appointed by the governor, three (3) of whom shall be experienced utility district managers, three (3) of whom shall be experienced utility district commissioners and one (1) of whom shall be a consumer residing in the state who may have experience in residential development but is not engaged in utility district

management or operation. The consumer member shall be appointed for a four (4) year term of office at the expiration of the term of office of a utility district manager first occurring after the effective date of this act.

SECTION 3. This act shall be effective upon becoming the law, the public welfare requiring it.